

RESOLUTIONS

OF

THE LEGISLATURE OF FLORIDA,

IN RELATION

To the disputed boundaries between that State and Georgia and Alabama.

FEBRUARY 2, 1846.

Referred to the Committee on the Judiciary, and ordered to be printed.

Resolutions relative to the appointment of a commissioner to act with commissioners of Alabama and Georgia, to run the boundary line between Florida and the States of Georgia and Alabama.

Be it resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That his excellency the governor of Florida be, and he is hereby, authorized to appoint a fit and competent person to act and confer with persons to be appointed by the governors of Georgia and Alabama, to act as commissioners to run and mark a boundary line between the States of Georgia, Alabama, and Florida, in conformity with the treaty of 1795 between the United States and the King of Spain; and his excellency the governor be further authorized to furnish said commissioner, on the part of Florida, with such assistance as may in his opinion be necessary.

Be it further resolved, That the governor of Florida be, and he is hereby, authorized and required to ask the general government, through its proper authorities, to send a commissioner on the part of the United States to confer with the commissioners of Georgia and Alabama and Florida in running and marking said line, and to act as umpire in any disagreement which may occur between them; and that our Senators and Representative in Congress be asked to endeavor to obtain an appropriation from Congress to pay the same.

(Adopted by the House of Representatives December 17, 1845; adopted by the Senate December 20, 1845; approved by the governor December 24, 1845.)

STATE OF FLORIDA :

I, James T. Archer, secretary of state of Florida, do hereby certify that the foregoing is a true transcript from the original in my office.

Witness my hand and the seal of the State, at the Capitol, in [L. s.] Tallahassee, this 24th day of December, A. D. 1845, and 70th year of American independence.

JAMES T. ARCHER.
Secretary of State of Florida.

EXECUTIVE OFFICE,
Tallahassee, December 25, 1845.

SIR: I herewith enclose you a copy of "resolutions relative to the appointment of a commissioner, to act with commissioners of Alabama and Georgia, to run the boundary line between Florida and the States of Georgia and Alabama," in which "our Senators and Representative in Congress are asked to endeavor to obtain an appropriation from Congress to pay the same," when said States shall have acceded to the propositions contained in these resolutions, of which you will be informed.

I have also transmitted copies of these resolutions to the governors of Georgia and Alabama, to the President of the United States, to the Hon. Mr. Levy, and to our Representative in Congress.

I have the honor to be, very respectfully, your obedient servant,

W. D. MOSELEY.

Hon. J. D. WESTCOTT,
U. S. Senator from Florida.

EXECUTIVE OFFICE,
Tallahassee, January 3, 1846.

SIR: A communication was received to day from the governor of Georgia, a copy of which is herewith sent to you.

I shall proceed forthwith to appoint commissioners on the part of this State, with a surveyor and such other agents as may be found necessary to accomplish this long delayed object. You, of course, are apprized of our poverty, and can form a fair estimate of the probable expense attending it. Is there no way of placing the burden upon the purse of the United States? If there be, I should be obliged to you for any aid that you may afford us. I have selected as commissioners on the part of this State, Governors Duval and Branch. They have not as yet advised me of their acceptance.

Very respectfully,

W. D. MOSELEY.

Hon. J. D. WESTCOTT, Jr.,
United States Senator.

P. S. I have addressed a note to the President, of this date, on the same subject.

W. D. M.

EXECUTIVE DEPARTMENT,
Milledgeville, December 20, [30,] 1845.

SIR: I have had the honor to receive yours of the 25th instant, accompanied by a resolution of the General Assembly of Florida, in relation to the boundary of that State and of Georgia. I hasten to lay before you a copy of a resolution on the same subject, which the legislature of this State lately passed. This simultaneous movement of both States, acting upon the suggestion of Florida, I trust may be regarded as an earnest of the inclination prompting each State to an early and amicable settlement of their limits.

It will be my purpose to organize the Georgia commission with the greatest despatch, and give notice thereof to your excellency. I shall hope to accomplish this duty in the course of thirty days, and in the meantime shall

be pleased to be informed of the corresponding action by the authorities of Florida on this subject.

You will allow me to remark, that the proposition as to the umpire is objectionable, for various reasons. That the federal government is, to some extent, directly or indirectly concerned in the decision of the question of boundary; that the two States have exclusive authority over the question, and may be presumed not only capable but willing to decide it, according to the conceded premises, with mathematical accuracy, and that delay might arise in the execution of the work from a want of congressional action. This latter suggestion is made from the previous course of the federal government, when Georgia desired, as evinced by her legislature through a series of years, to have the question of boundary definitely settled whilst Florida was a territory.

I will only add, that in relation to the expenses of the commission, on the part of Georgia, the last legislature have made adequate provision.

I have the honor to be, with great respect, your very obedient and humble servant,

GEO. W. CRAWFORD.

His Excellency W. D. MOSELEY, *Tallahassee.*

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IN SENATE.

Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, That his excellency the governor be, and he is hereby, authorized and requested to appoint two commissioners on the part of this State, to meet such commissioners as may be appointed on the part of Florida, for the purpose of settling the boundary between said States, under such restriction as he may deem necessary.

Agreed to, December 6th, 1845.

ABSALOM H. CHAPPELL,
President of the Senate.

Test :

THOS. R. R. COBB,
Secretary of the Senate.

In House of Representatives, concurred in, December 23d, 1845.

CHARLES J. JENKINS,
Speaker of the House of Representatives.

Test :

JOHN J. WORD,
Clerk House of Representatives.

Assented to, December 29th, 1845.

GEO. W. CRAWFORD, *Governor.*

SECRETARY OF STATE'S OFFICE,
Milledgeville, December 30, 1845.

I certify that the above is a true copy from the original deposited in this office.

[L. s.] Given under my hand and seal of office.

N. C. BARNETT,
Secretary of State.

